

APR 20 2016

JULIA C. DUDLEY, CLERK
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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

UNITED STATES OF AMERICA)	Criminal Action No. 7:13CR00045
)	(Civil Action No. 7:15CV80823)
v.)	
)	<u>FINAL ORDER</u>
ALLEN ROY OSBORNE,)	
)	By: Hon. Glen E. Conrad
Defendant.)	Chief United States District Judge

In accordance with the accompanying Memorandum Opinion, it is hereby **ADJUDGED**
AND ORDERED as follows:

1. The government's motion to dismiss (ECF No. 120) is **GRANTED**;
2. Osborne's motion pursuant to 28 U.S.C. § 2255 (ECF No. 118) is **DISMISSED**;
3. This action shall be **STRICKEN** from the active docket of this court; and
4. Finding that Osborne has failed to make a substantial showing of the denial of a constitutional right as required by 28 U.S.C. § 2253(c), a certificate of appealability is **DENIED**.

The Clerk is directed to send copies of this Order and the accompanying Memorandum Opinion to the parties.

ENTER: This 20th day of April, 2016.



Chief United States District Judge